

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

ARTEMUS BANKS,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:08-CV-02324
)	
BAXTER INTERNATIONAL INC., a)	Judge Gettleman
corporation; BAXTER HEALTHCARE)	
CORPORATION, a corporation, and)	
SCIENTIFIC PROTEIN)	
LABORATORIES, LLC, a limited liability)	
company, ROBERT L. PARKINSON, JR.,)	
JAMES M. GATLING, and DAVID)	
ROHRBACH,)	
)	
Defendants.)	

NOTICE OF MOTION

Defendants Baxter International Inc., Baxter Healthcare Corporation, Robert L. Parkinson, Jr. and James M. Gatling ("Defendants") hereby give notice of their Agreed Motion to Extend Time to Answer or Otherwise Respond. Defendants shall appear in Courtroom 1703 before Judge Gettleman on Thursday, May 22 at 9:15 in the morning, or as soon thereafter as can be heard for presentment of this motion, a copy of which is served upon you.

This the 19th day of May, 2008.

Respectfully submitted,

/s/ Leslie M. Smith, P.C.
Leslie M. Smith, P.C., Attorney No. 6196244
Kirkland & Ellis LLP
200 East Randolph Drive
Chicago, IL 60601
telephone: (312) 861-2000
facsimile: (312) 861-2200

CERTIFICATE OF SERVICE

I, Leslie M. Smith, P.C. do hereby certify that on May 19, 2008, I caused a copy of the foregoing **NOTICE OF MOTION** to be served on Plaintiff's counsel by overnight delivery:

Donald J. Nolan
Paul R. Borth
Jennifer L. Parker
NOLAN LAW GROUP
20 North Clark Street, 30th Floor
Chicago, Illinois 60602-4109
Tel: (312) 630-4109

This 19th day of May, 2008.

/s/ Leslie M. Smith, P.C.
Leslie M. Smith, P.C.